IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.172 OF 2006
IN
CIVIL APPLICATION NO.67 OF 2004
IN
SECOND APPEAL NO.651 OF 2005

Iqbal Hussein Sheikh Applicant

versus

Abdul Hafiz Pacho Respondent

Mr.Arjunwadkar for applicant.

Mr.S.G.Kudle for respondent.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 10th February 2006

PC :

1. Heard Shri Arjunwadkar for the applicant and Shri Kudale for respondent. On the applicant filing an undertaking in this Court within a period of one week from today incorporating therein a specific statement that in case he does not succeed in the Special Leave Petition which he has instituted in the Hon'ble Supreme Court of India he would hand over vacant and peaceful possession of the suit premises to the

respondent-decree holder, the decree passed by the Trial Court would not be executed for a period of two weeks from today. Needless to state that if no such undertaking is filed, the application to stand dismissed without reference to this Court.

(S.C.DHARMADHIKARI, J.)